THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.9528 OF 2007

DATED: 02-07-2007

BETWEEN

A.V. Subba Reddy,
S/o. Subba Reddy,
Occ: Business,
R/o. Nandyal,
Kurnool District.

...PETITITONER

AND

The Superintendent of Police,
Kurnool District and another.

...RESPONDENTS

ORDER:

Petitioner seeks a Writ of Mandamus to direct the respondents to provide the security round the clock by providing two gum men with a direction to work in shift basis as the respondents are collecting charges of two gunmen.

2. The earlier writ petition in W.P.No.25849 of 2005 filed by the petitioner to declare the action of the respondent in insisting him to pay the costs of gunmen even in spite of existence of severe life threat as illegal and arbitrary, was dismissed on 27.02.2007 holding that the petitioner was provided with two gunmen, but around the clock only one gunman is there along with him, therefore, even if one gunman is there around the clock he has to pay the cost for two gunmen as they have to work in shift around the clock. Therefore, merely because the petitioner is paying the cost of two

gunmen, two gunmen cannot be provided around the clock, as the gunmen work on shift basis, only one gunmen is made available to him, therefore, I am of the opinion the petitioner is not entitled for two gunmen for the first half and second half on payment of charges for two gunmen and two gunmen cannot be provided round the clock. Therefore, the petitioner is liable to pay the charges for two gunmen.

The writ petition is accordingly dismissed. There shall be no order as to costs.

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V. ESWARAIAH, J

July 2, 2007
DSK